

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Docket No: Q74728

Chikara OHYAMA, et al.

Appln. No.: 10/549,811

Group Art Unit: 1642

Confirmation No.: 1462

Examiner: Alana M. Harris

Filed: September 14, 2006

For: METHOD FOR DETECTING PROGNOSIS OF CANCER

STATEMENT OF SUBSTANCE OF INTERVIEW

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Please review and enter the following remarks summarizing the interview conducted on

April 16, 2009:

REMARKS

An Examiner's Interview Summary Record (PTO-413) was attached with the communication dated April 23, 2009.

During the interview, the following was discussed:

1. Brief description of exhibits or demonstration: None
2. Identification of claims discussed: None
3. Identification of art discussed: None

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4. Identification of principal proposed amendments: None
5. Brief Identification of principal arguments: None
6. Indication of other pertinent matters discussed: Applicants, through representation, discussed the Examiner's rejection under 35 U.S.C. § 112.
7. Results of Interview: The Examiner has stated that the rejection under 35 U.S.C. § 112 is essentially related to Claims 9-10 because it appeared to her that Claim 1 requires to remove a sample from a tissue, while Claim 9, which refers to Claim 1, recites a resection of the tissue. Applicants proposed to provide explanations/clarifications in a Response.

It is respectfully submitted that the instant STATEMENT OF SUBSTANCE OF INTERVIEW complies with the requirements of 37 C.F.R. §§1.2 and 1.133 and MPEP §713.04.

It is believed that no petition or fee is required. However, if the USPTO deems otherwise, Applicant hereby petitions for any extension of time which may be required to maintain the pendency of this case, and any required fee, except for the Issue Fee, for such extension is to be charged to Deposit Account No. 19-4880.

Respectfully submitted,

/Sunhee Lee/

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Date: May 19, 2009